

**To:** amend, carol[amend.carol@epa.gov]; Cox, Ken[Cox.Ken@epa.gov]  
**From:** Libertz, Catherine  
**Sent:** Fri 1/10/2014 7:57:56 PM  
**Subject:** FW: Enforcement history

FYI

**From:** White, Terri-A  
**Sent:** Friday, January 10, 2014 1:52 PM  
**To:** Armstead, John A.; Libertz, Catherine  
**Subject:** FW: Enforcement history

FYI

**From:** Dressel, Paul  
**Sent:** Friday, January 10, 2014 1:30 PM  
**To:** White, Terri-A; Capacasa, Jon  
**Cc:** Hodgkiss, Kathy; Melvin, Karen; Beers, Samantha  
**Subject:** RE: Enforcement history

I pulled ICIS for Freedom Industries – they are not listed specifically

Their Charleston Plant is listed in the system **ETOWAH River Terminal**

This facility has a minor water permit

CWA WVG610920 – no violations noted

And a Haz Waste ID

RCRA WVR000502559 – No violation noted

Their POCA Blending facility in Nitro WV – the subject of a multimedia inspection as part of the Region 3 Huntington WV initiative on 11/3 2009. Which included support from Region 4, Region 5 and NEIC . Poca was inspected by NEIC staff, for RCRA, SPCC, and Storm water.

- The facility was covered by a Multi sector general permit for Storm water, and was in compliance with the permit at that time.
- The facility has an RCRA ID #WVR000508473 – they were in compliance at the time of the inspection. – materials onsite were no-hazardous
- The inspectors had concerns that the facility did not have a SPCC plan and were storing oil onsite. At that time, the facility was not subject to the SPCC regulations, but the Regulations had been recently changed and the facility would become subject once the effective date of the changes passed.

Paul G. Dressel, Deputy Director

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**From:** White, Terri-A  
**Sent:** Friday, January 10, 2014 12:46 PM  
**To:** Dressel, Paul; Capacasa, Jon  
**Cc:** Hodgkiss, Kathy  
**Subject:** FW: Enforcement history  
**Importance:** High

Please see below and get back to me ASAP. Thanks!

**From:** Johnson, Alisha  
**Sent:** Friday, January 10, 2014 12:30 PM  
**To:** Garvin, Shawn; White, Terri-A  
**Cc:** Conger, Nick; Hull, George  
**Subject:** Enforcement history

Shawn and Terri,

For the enforcement questions we are getting here at HQ, we plan to say that we have not found any environmental violations for Freedom Industries and its two affiliate companies listed on its website – Etowah River Terminal and Poca Blending Company – in our records, going back five years. Additionally, we have not found any historical federal EPA violations for these companies.

Before sending though, I want to ensure that you all didn't find anything at the regional level. From what I understand from OECA, the one CWA permit that we have listed for the Etowah River Company is for a non-major facility, which is under the region's purview. Let me know if you all found something that is not in our national database.

**Alisha Johnson**

Deputy Associate Administrator

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